

**AMENDMENT TO RULES COMMITTEE PRINT**

**117-54**

**OFFERED BY MR. HORSFORD OF NEVADA**

Add at the end of subtitle D of title VII the following new section:

**1 SEC. 782. PILOT PROGRAMS OF DEFENSE HEALTH AGENCY**  
**2 RELATING TO SEXUAL HEALTH.**

**3 (a) TELEHEALTH PILOT PROGRAM ON SEXUAL**  
**4 HEALTH.—**

**5 (1) ESTABLISHMENT.—**The Director of the De-  
**6 fense Health Agency shall carry out a five-year tele-**  
**7 health pilot program for sexual health (in this sub-**  
**8 section referred to as the “telehealth pilot pro-**  
**9 gram”).**

**10 (2) ELIGIBILITY.—**An individual is eligible to  
**11 participate in the telehealth pilot program if the in-**  
**12 dividual is a member of the uniformed services on**  
**13 active duty enrolled in TRICARE Prime, without re-**  
**14 gard to whether a health care professional has re-**  
**15 ferred the individual for such participation.**

**16 (3) APPLICATIONS.—**

**17 (A) IN GENERAL.—**Eligible individuals  
**18 seeking to participate in the telehealth pilot**

1 program shall submit to the Director an appli-  
2 cation for participation at such time, in such  
3 form, and containing such information as the  
4 Director may prescribe.

5 (B) ONLINE ACCESSIBILITY.—Any applica-  
6 tion form under subparagraph (A) shall be ac-  
7 cessible online.

8 (4) NUMBER OF PARTICIPANTS.—In selecting  
9 participants for the telehealth pilot program from  
10 among eligible individuals who have submitted an  
11 application in accordance with paragraph (3), the  
12 Director may establish a cap limiting the number of  
13 such participants only if—

14 (A) the Director determines that such lim-  
15 ited participation is necessary as a result of  
16 limited provider availability; and

17 (B) not later than 30 days after making  
18 such determination, the Director submits to the  
19 congressional defense committees a report that  
20 includes—

21 (i) a description of the limited pro-  
22 vider availability upon which the Director  
23 has based such determination;

24 (ii) an identification of the total num-  
25 ber of eligible individuals who have sub-

1           mitted an application in accordance with  
2           paragraph (3); and

3                   (iii) an estimated timeline for lifting  
4           the cap established.

5           (5) TELEHEALTH SCREENINGS.—

6                   (A) IN GENERAL.—Under the telehealth  
7           pilot program, the Director shall furnish to any  
8           eligible individual who elects to participate in  
9           such program a telehealth screening. During  
10          such screening, a health care provider shall—

11                   (i) conduct a remote assessment with  
12           respect to the individual’s sexual health,  
13           including any medication conditions related  
14           to the individual’s sexual health

15                   (ii) provide comprehensive counseling  
16           on the full range of methods of contracep-  
17           tion available to the individual, in accord-  
18           ance with the clinical practice guidelines  
19           established under section 718 of the Na-  
20           tional Defense Authorization Act for Fiscal  
21           Year 2016 (Public Law 114–92; 129 Stat.  
22           686; 10 U.S.C. 1074d note);

23                   (iii) as applicable, diagnose the indi-  
24           vidual or, pursuant to subparagraph (B),  
25           order appropriate follow-up diagnostic

1 services as necessary as a result of the as-  
2 sessment under clause (i); and

3 (iv) prescribe such prescription medi-  
4 cations, including contraceptives or Pre-  
5 Exposure Prophylaxis, as may be deter-  
6 mined necessary by the provider as a result  
7 of such assessment.

8 (B) LABORATORY DIAGNOSTIC SERV-  
9 ICES.—In diagnosing an individual under sub-  
10 paragraph (A)(iii), a health care provider may  
11 furnish to the individual such laboratory diag-  
12 nostic services as may be necessary for the di-  
13 agnosis (including mail-order laboratory diag-  
14 nostic services).

15 (C) PRESCRIPTIONS.—The Director shall  
16 ensure that prescriptions under subparagraph  
17 (A)(iv) may be filled through either military  
18 medical treatment facility pharmacies or the na-  
19 tional mail-order pharmacy program under the  
20 TRICARE program.

21 (6) FOLLOW-UP REMOTE APPOINTMENTS.—If a  
22 health care provider prescribes medications to an in-  
23 dividual pursuant to a screening under the telehelath  
24 pilot program, that health care provider shall con-  
25 duct such follow-up remote appointments as may be

1 necessary to monitor the health of the individual fol-  
2 lowing fulfilment of the prescription.

3 (7) COORDINATION WITH FACILITIES.—The Di-  
4 rector shall coordinate with each military com-  
5 mander or director of a military medical treatment  
6 facility to facilitate the provision through the facility  
7 of laboratory and other services necessary for the  
8 furnishment of screenings and the fulfilment of pre-  
9 scriptions under the telehealth pilot program.

10 (8) CONTRACT AUTHORITY.—In carrying out  
11 the telehealth pilot program, the Director may enter  
12 into contracts under such program with providers of  
13 mail-order laboratory services and providers of mail-  
14 order contraceptives or Pre-Exposure Prophylaxis  
15 for the furnishment of laboratory services or the ful-  
16 filment of prescriptions under paragraph (5).

17 (9) REPORTS.—Not later than one year after  
18 the date of the enactment of this Act, and annually  
19 thereafter for five years, the Secretary of Defense  
20 shall submit to the congressional defense committees  
21 a report on the status and effects of the telehealth  
22 pilot program. Each such report shall include, with  
23 respect to the year covered by the report, the fol-  
24 lowing:

1 (A) The number of health care providers  
2 who have furnished services under the tele-  
3 health pilot program, disaggregated by whether  
4 the provider is a TRICARE network provider.

5 (B) The average wait time for screenings  
6 under the telehealth pilot program.

7 (C) Any effect of the telehealth pilot pro-  
8 gram with respect to the Defense Health Agen-  
9 cy.

10 (D) Such other information relating to the  
11 status or effect of the telehealth pilot program  
12 as may be determined relevant by the Sec-  
13 retary.

14 (b) PILOT PROGRAM ON REQUIRED SEXUAL HEALTH  
15 SCREENINGS.—

16 (1) IN GENERAL.—The Director of the Defense  
17 Health Agency shall carry out a five-year pilot pro-  
18 gram to require certain sexual health screenings (in  
19 this subsection referred to as the “pilot program”).

20 (2) SEXUAL HEALTH SCREENINGS.—

21 (A) IN GENERAL.—Under the pilot pro-  
22 gram, the Director shall ensure that, during the  
23 period in which the pilot program is carried out,  
24 each covered member completes a sexual health

1 screening on an annual basis and prior to any  
2 deployment of the covered member.

3 (B) NOTICE REQUIREMENT.—The Director  
4 shall ensure that, prior to a covered member re-  
5 ceiving a sexual health screening under the pilot  
6 program, the covered member is provided no-  
7 tice, and submits an acknowledgment, that the  
8 results of such screening shall be subject to the  
9 confidentiality provisions under paragraph (3).

10 (C) OPTION FOR FOLLOW-UP APPOINT-  
11 MENT.—Following the provision of a sexual  
12 health screening to a covered member under the  
13 pilot program, the covered member may elect to  
14 receive a follow-up appointment related to such  
15 screening. Any such follow-up appointment shall  
16 be conducted by the provider specified in para-  
17 graph (4) responsible for reviewing the results  
18 of the screening.

19 (3) CONFIDENTIALITY.—

20 (A) TRANSMISSION OF RESULTS OUTSIDE  
21 CHAIN OF COMMAND.—Except as provided in  
22 subparagraph (B), the results of a sexual health  
23 screening furnished to a covered member under  
24 the pilot program shall be transmitted for re-  
25 view to the provider specified in paragraph (4)

1 at the military medical treatment facility near-  
2 est to the location at which the screening was  
3 furnished. Such results may not be transmitted  
4 to or otherwise accessed by the following:

5 (i) Any individual in the chain of com-  
6 mand of the covered member.

7 (ii) The primary health care provider  
8 for the unit of the covered member.

9 (B) EXCEPTION AT ELECTION OF MEM-  
10 BER.—The results of a sexual health screening  
11 furnished to a covered member under the pilot  
12 program may be transmitted for review to, or  
13 otherwise accessed by, the primary health care  
14 provider for the unit of the covered member at  
15 the election of the covered member.

16 (C) SEVERABILITY OF RESULTS.—If a sex-  
17 ual health screening under the pilot program is  
18 furnished as part of a periodic health assess-  
19 ment (or other similar assessment) provided to  
20 a covered member, the results of such screening  
21 shall be separated from the other results of the  
22 assessment for purposes of separate trans-  
23 mission and review in accordance with subpara-  
24 graph (A).



1           (4) SEXUAL HEALTH OR INFECTIOUS DISEASE  
2 HEALTH CARE PROVIDERS.—The Director shall en-  
3 sure that at each military medical treatment facility  
4 there is a health care provider with a specialty in  
5 sexual health or infectious diseases who shall review  
6 screening results under the pilot program.

7           (5) REPORTS.—Not later than one year after  
8 the date of the enactment of this Act, and annually  
9 thereafter for five years, the Secretary of Defense  
10 shall submit to the congressional defense committees  
11 a report on the status and effects of the pilot pro-  
12 gram.

13 (c) DEFINITIONS.—In this section:

14           (1) The term “covered member” means a mem-  
15 ber of a uniformed service described in section  
16 1074(a)(2) of title 10, United States Code.

17           (2) The term “military medical treatment facil-  
18 ity” means a facility specified in section 1073d of  
19 title 10, United States Code.

20           (3) The terms “TRICARE Prime” and  
21 “TRICARE program” have the meaning given those  
22 terms in section 1072 of such title.

